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Arizona Corporation Commission

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OCT 17 2003

Attorneys for Gold Canyon Sewer Company

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BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE
APPLICATION OF GOLD CANYON
SEWER COMPANY FOR APPROVAL
OF A REVISED TARIFF REDUCING
THE COMMODITY RATE FOR
EFFLUENT SALES

DOCKET NO.: SW-02519A-03-0385

**WITHDRAWAL OF REQUEST FOR
EXTENSION OF TIME FOR SUSPENSION
OF TARIFF PURSUANT TO A.R.S. § 40-250**

On June 6, 2003, Gold Canyon Sewer Company ("GCSC") filed a Notice of Filing Revised Tariff for a Reduction in the Commodity Rate for Effluent Sales in the above-referenced matter. In short, the request was made because the significant growth in GCSC's service area has increased the quantity of reclaimed water produced from wastewater treatment and reducing the rate for effluent will allow GCSC to increase its sales of effluent. Presently, golf courses in and around GCSC's CC&N rely, in whole and/or in part, on less expensive CAP water for irrigation needs. Therefore, reducing the rate for effluent will make GCSC's reclaimed water a viable option for such golf courses enhancing GCSC's ability to properly dispose of its effluent.

Shortly after the filing of GCSC's request, and upon the recommendation of its Staff, the Commission suspended the tariff revision for a period of 120 days through October 29, 2003. *See* Decision No. 66029 (July 3, 2003). Subsequently, on October 2, 2003, at Staff's insistence, and due to concerns over Staff believing it did not have sufficient information to analyze the request, GCSC submitted a Request for Extension of Time for Suspension of Tariff. However, following further consultation with golf course


1 operators in and around GCSC's CC&N, GCSC is now extremely concerned that a delay
2 in the approval of the relief sought – a reduction in the rate for sales of such effluent – will
3 significantly increase the likelihood of improper releases of effluent in the upcoming
4 winter months when the storage capacity of the golf courses that now take GCSC's
5 effluent is at its lowest. The relief sought in this docket, a reduction of the rate for
6 effluent sales to a "market" rate, or as Staff apparently prefers, to a rate equal to 85% of
7 the rate for CAP water, will allow GCSC to sell much, if not all, of the excess effluent by
8 increasing the number of golf courses purchasing such reclaimed water. At present, these
9 potential purchasers of effluent are relying on less expensive CAP water for their
10 irrigation needs.

11 Accordingly, GCSC hereby withdraws its October 2, 2003 request. GCSC
12 respectfully suggests that immediate approval of its request for a reduced effluent rate will
13 promote the public interest by reducing the chance of improper discharges and by
14 promoting the use of reclaimed water for irrigation purposes.

15 RESPECTFULLY SUBMITTED this 17th day of October, 2003.

16 FENNEMORE CRAIG

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18 By


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21 **Original** and 13 copies were filed this
22 17th day of October, 2003, with:

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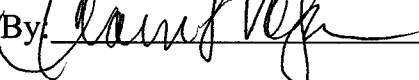
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